

Transcript



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MARCH 2007

Celebration of Expansion and Renovation

by Maryruth Storer, Director

Please join us on Friday, April 27, 2007, from 1:30 p.m. to 3:30 p.m., for an Open House. The Library Trustees and staff are eager to show you our updated facility. The Law Library was established in 1891, and since 1971, it has been located in Orange County's Civic Center. By the late 1990s, the 28,084 square feet of the existing building couldn't hold all of our materials or the staff needed to manage the collection and assist patrons. New technology required additional electricity and communications lines, which were extremely difficult to install in the existing concrete building. An architectural programming study done in 2000 detailed the many inadequacies and recommended the space needed for staff and collection. The design phase took nearly two years, and construction

began in spring 2004. Construction finished in fall 2006, and interior details were finished by early spring 2007.


We added 14,860 square feet in a new un-



Orange County Public Law Library showing new addition to the building.

derground level, 1,174 square feet to the first floor staff area, and 3,336 square feet on the main third floor. We've expanded the space for patron computer stations and provided additional tables in the Reading Rooms. The additional stack space allowed us to re-arrange the collection, so that most volumes of a title are now shelved to-

gether in "open stacks", which patrons may access without staff assistance. The additional elevator in the existing building provides accessible entry for patrons from ground level, adjacent to the parking lot. Our staff now has adequate space for all the "behind the scenes" activity necessary to acquire and process our materials.

We're very glad that construction is over. We realize that many of our patrons suffered through the construction as well. We appreciate your patience through those trying times, and now invite you to visit us and see the end result. 

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Book move to the new Level A

“...there is also a legal side to construction law and the construction process.”

A Library Collection Under Construction, etc.

by Steven Nadolny, Catalog Technician

Ask anyone who has been through it: construction is a learning experience -- and not always a pleasant one! Besides the noise, dust, dirt, moving, shifting, relocations, inconvenience and mess, there is also a legal side to construction law and the construction process. Not only has our law library building expanded over the last several years, but our collection in this area has as well. In some of our newly constructed and hallowed halls, readers, researchers, judges, lawyers and litigants can find material on all phases of the construction process.

Ranging from general publications, to contracts, forms, arbitration, mediation and claims, current OCPLL holdings from notable publishers include several publications authored by James

Acret. With over three decades of practical construction industry legal experience, Acret's contributions to our collection include: *California Construction Law Manual* GEN3 KFC424 .A94 2005, Acret's *California Public Construction Contract Law Handbook* GEN3 KFC424 .A37 2004, Acret's *Arbitration of Construction Claims: What You Need to Know* GEN4 KF902.Z9 A2, the 3rd edition of his *Construction Industry Formbook* GEN4 KF902.A3 A262, and the 2nd edition of his *Construction Arbitration Handbook* GEN4 KF902 .A732.

From the ABA Forum on the Construction Industry, our collection also includes *The Construction Contracts Book: How to Find Common Ground in Negotiating Design and Construction Contract Clauses* GEN4 KF902 .C5932 2004. From

Richard A. Holderness we have *Handling Disputes During Construction: Here's How and When to Do It* GEN3 KFC424.Z9 H65 2006. And just in case you'd like to build a library of your own we have *Library by Design* GEN1 Z679.5 .L48 Fal 2006. And don't forget to check Westlaw®. As rewarding as the end result may be patience, planning and knowing your legal rights can save you time, money and unnecessary aggravation. Happy building!

And checkout the Library's Recent Acquisitions Lists for continuing legal education materials and works on trusts, taxation, doping in sports, divorce, copyrights, estate planning, etc. Let your library be your friend and information resource.📖

Ask a Librarian by Lu Nguyen, Reference Librarian

Q: Is Orange County Code available online?

A: Yes, the Orange County code can be found at these websites:

- <http://www.municode.com/Resources/gateway.asp?pid=11378&sid=5>

- Orange County's web page <http://www.oc.ca.gov/default.asp> (under OC Information select OC Codified Ordinances) 📖

Unpublished Cases by John Patrick Quigley

NEW: FEDERAL RULE OF APPELLATE PROCEDURE (FRAP) 32.1

"Rule 32.1, Citing Judicial Dispositions

a) Citation Permitted. A court may not prohibit or restrict the citation of federal judicial opinions, orders, judgments, or other written dispositions that have been: (i) designated as "unpublished," "not for publication," "non-precedential," "not precedent," or the like; and (ii) issued on or after January 1, 2007.

b) Copies Required. If a party cites a federal judicial opinion, order, judgment, or other written disposition that is not

available in a publicly accessible electronic database, the party must file and serve a copy of that opinion, order, judgment, or disposition with the brief or other paper in which it is cited." *U.S. Code Service* (2006 FRAP Court Rules), GEN3 KF62 1972 .L38

This new rule is intended to allow and standardize the citation of unpublished cases. The biggest issue was whether to make the rule retroactive, and it was decided not to do so, which is among the several questions raised. For the issues and history of this change in the rules, see *Citing*

Unpublished Opinions in Federal Appeals, GEN4 KF9052.A459 2005. There have also been several law review articles written about the new rule, but nothing to date since its implementation in January. For any further discussion, search for the keyword "32.1" in our *Legal-Trac* computer program for periodicals.

Of course, many "unpublished" cases are available from electronic databases, especially Westlaw® and Lexis. And since 2000, West has published such cases in their *Federal Appendix* casebooks. Earlier vol-

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"...new rule is intended to allow and standardize the citation of unpublished cases."

Staff News: Meet our newest staff member

by John Patrick Quigley

The newest addition to our library staff is Nadia Lashmanova.


As you might guess, Nadia is from Russia, but speaks with only a slight, charming Russian accent. She graduated from Moscow State University, with a Master of Library Science degree, which was certified in this country by the Credential Evaluation Service when she immigrated here.

Nadia worked as manager of the public law

library in Ogden, Utah. The law library there was part of the Weber County Public Library, and Nadia had a staff of four. She also worked a short stint for a private school and did some paralegal work, before coming to California.

Nadia is in her second year at Concord Law School in Los Angeles. Her favorite studies have been in criminal law, especially its constitutional aspects. She works here in the evenings

and on Saturdays, and is impressed by the size of our law library and the public services it provides.

It's hard to believe that this little dynamo is the mother of two daughters and the grandmother of three. In addition to painting, she enjoys skiing, scuba diving, jogging, golf, and, of course, visiting her grandchildren in Utah. 

"Her favorite studies have been in criminal law..."

More Staff News by Victoria Garrett-Collins




Mora Prestinary receiving service her recognition.

During the December Board of Trustees meeting several staff members were awarded with service recognition pins. **Mora Prestinary**, Reference Librarian was acknowledged for 20 years of service. **Tricia Trujillo**, Reference Technician was acknowledged for five years and **Jamie Sangpun**, Processing Assistant also for five years of service.

Congratulations to all of you and I hope to work with you for many years to come.

On January 29th Lu Nguyen was a faculty member at a seminar held in Irvine called *Find it Free and Fast on the Net: Strategies for Legal Research on the Web* given by National Business Institute. This seminar provided people in the legal profession with

practical skills for finding information they are looking for on the internet. Lu covered topics on *Government Internet Resources: Federal, State and Local* and *Locating Companies for Due Diligence and Background Information*. 

Unpublished Cases *Continued from page 3*

umes and advance sheets are on Level A at KF105.F45 (after the *Federal Supplement*). The latest advance sheets are published with those for the *Federal Reporter*, located on the third floor at GEN3 KF105.F43.


CALIFORNIA RULE

In California, officially published cases include all Supreme Court cases and those Appellate Court cases that are certified for publication by the rendering Appellate Court. But they are automatically “depublished” if the rendering court grants a rehearing or if the Supreme Court grants review. Finally, the Supreme Court may order

all or any part of uncertified cases published, or certified cases depublished. These rules do not apply to federal cases, all of which may be cited in state actions, in line with the new federal rule.

For further detail on partial publication, distinctions, and exceptions, see Sections 705-720 of Witkin’s article on Appeal, in 9 *California Procedure*, GEN3 KFC995.W52. A more detailed, though dated, historical summary is in pp. 23-41 in Witkin’s *Manual on Appellate Court Opinions*, GEN3 KFC75.W53 (1977).

California cases that have been automati-

cally depublished by Supreme Court review may be found in the *Review Granted Opinions Pamphlet(s)* at GEN3 KFC45.A27a or KFC48.A2142 (duplicate copies). Like the *Federal Appendix* casebooks, this is a relatively new publication, still unfamiliar to many. The status of cases submitted for Supreme Court review may be found in *The California Supreme Court Service*, at REF KFC45.9.C35. 

“...officially published cases include all Supreme Court cases...”

The Way We Were by Mora Prestinary, Reference Librarian

View of
the new
Public
Services
area



"Books
were
constantly
being
shuffled
and
reshuffled
into any
available
space."

"Memories, light the corners of my mind, misty water-colored memories of the way we were".

Picture six staff members sharing a 7 ft. x 8 ft. office space: two computers, one printer, and one phone. The two reference librarians were luckier. They shared a space 8 ft. x 9 ft. with 2 desks, two computers, one printer, two file cabinets and two book shelves. Our space was tight, but cozy. It was not unusual to see Staff using patron tables to perform such tasks as loose-leaf filing. The Circulation Assistant was the luckiest of all! She had her own office accompanied by five file cabinets with a walking space of 2 ft. x 2. ft. "Can it be that it was all so simple then?"

The book stacks didn't fare much better. Books were constantly being shuffled and reshuffled into any available space. Staff were sent to retrieve materials from every nook and corner of the Library. One elevator serviced both Staff and patrons all throughout the five floors of Library space. "If we had the chance to do it all again tell me, would we, could we?"

Let me not forget about the Staff Lounge. It had orange walls, orange

seating, orange curtains, orange carpeting all around us, tying and binding us from every corner. It was like Halloween every day!

Move forward to January 2007. What's that up in the sky? Is it a bird, is it a plane? No it's Le Corbusier! Surely you have noticed the distinctive roof design of the new Library Annex (a style reminiscent of the French-Swiss architect.). What is even more important is the needed space it has given to the Library. Under this distinguished roof is the new Public Services department area which include three offices and five modular furniture workstations. Enough space for all staff—that's a first! There is also space for a copier, book shelves for the loose-leaf filing materials, a work table, file cabinets, etc. For the public, there is more space for book shelves and tables and chairs. All this wonderful space surrounded by windows that engulf the light and disperses it into the room.


But that's not all. Under the west parking lot there is a basement of 14,860 square feet (which we call Floor A)! All the room the Library needed to expand the Collection, including the microfiche and audio-visual materials. For patron convenience, there is a copier as well.

What's more, the

old building has been renovated. There is a new, expanded room with copiers, a word processor and typewriter. Three new OPACs (online access catalogs) decorate the walls, a new security gate faces the entrance and better lighting tops it off. In addition, there is a new elevator that gives all patrons access to the west parking lot. The Network Stations have a new, larger area with state of the art computer access and new tables.

Moreover, the first floor has also been remodeled. This is the Library Technical Services area where all library materials are received, processed and cataloged. It has been expanded and overhauled with new convenient mail and book repair spaces and widened Staff workstations.

Finally, a Staff Lounge worthy of a café with light soft gray walls and carpeting, round tables and a comfortable sectional sofa. When all's said and done it has turned into an enjoyable Library in which to work and do research.

And now we begin a whole new series of memories: "So it's the laughter we will remember, whenever we remember the way we were." 

TECHNOLOGY AT THE ORANGE COUNTY PUBLIC LAW LIBRARY

INTERNET ACCESS & DATABASES

LegalTrac— Legal Periodical
Citations

HeinOnLine – Federal Register
U.S.Reports
Law Reviews
Treaties

CEB OnLaw

LLMC Digital –Federal Documents
State Materials

Westlaw®— All States & Federal
Keycite
Rutter Group
Witkin titles

LEGAL RESEARCH PROGRAMS

Authority - Matthew Bender titles

OCPLL will be closed for the following Court Hollidays

March 30, Cesar Chavez Day

May 28, Memorial Day

July 4, Independence Day

We're on the web
www.oc.ca.gov/lawlib/
Or
www.ocpll.org

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Regular Library Hours

Monday –Thursday 8 am-8 pm

Friday 8 am-6 pm

Saturday 9 am-5pm

The Orange County Public Law Library derives it's income from a portion of the filing fees in civil cases heard in the Superior Courts of Orange County, rather than from general tax funds.